

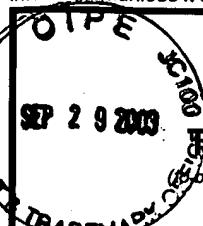
Please type a plus (+) sign inside this box -

DACBQ  
PTO/SB/21 REV 1 (12/97)

Approved for use through 09/30/2000. omb 0651-0032

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.



## TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

5 + postcard

Application Number	09/721,851
Filing Date	11/24/2000
First Named Inventor	Lin et al
Examiner Name	Paul Kim
Group Art Unit	3729

Attorney Docket Number

SJO919980026US2

### ENCLOSURES (check all that apply)

<input checked="" type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Assignment w/Recordation Sheet	<input type="checkbox"/> After Allowance Communication to Group
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Response to Restriction Requirement	<input type="checkbox"/> Request for Drawing Amendment	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Preliminary Amendment	<input type="checkbox"/> Petition Checklist and Accompanying Petition	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> To Convert a Provisional Application	<input checked="" type="checkbox"/> Additional Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Power of Attorney, Revocation	<u>POSTCARD</u>
<input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> PTO Form 1449 <input type="checkbox"/> ( ) cited references	<input type="checkbox"/> Change of Correspondence Address	<u>APPLICATION FOR PATENT TERM ADJUSTMENT UNDER 37 CFR 1.705(b)</u>
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> Terminal Disclaimer	
<input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> PTO Form 1533		
<input type="checkbox"/> Response to Missing Parts Under 37 CFR 1.52 or 1.53		

### Remarks:

RECEIVED

OCT 07 2003

OFFICE OF PETITIONS

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual Name	Ervin F. Johnston Reg. No. 20,190
Signature	
Date	September 26, 2003

### CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:  
Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 on this date: September 26, 2003

Typed or printed name	Ervin F. Johnston	Date	September 26, 2003
Signature			

Please type a plus (+) sign inside this box -

PTO/SB/17 REV 1 (12/97)

Approved for use through 09/30/2000. OMB 0651-0032

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE  
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

## Fee Transmittal

These fees are subject to annual revision on October 1.  
These are the fees effective November 10, 1998.

Small Entity payments must be supported by a small entity statement,  
otherwise large entity fees must be paid. See Forms PTO/SB/09-12  
See 37 C.F.R. §§ 1.27 and 1.28

**TOTAL AMOUNT OF PAYMENT** (\$200.00)

Complete If Known

Application Number 09/721,851

Filing Date 11/24/2000

First Named Inventor T. Lin et al

Examiner Name Paul D. Kim

Group / Art Unit 3729

### METHOD OF PAYMENT (check one)

1.  The Commissioner is hereby authorized to charge indicated fees and credit any overpayment to:

Deposit Account Number 09-0442  
Deposit Account Name International Business Machines Corp.

Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17      Charge the Issue Fee Set in 37 CFR 1.18 at the Mailing of the Notice of Allowance. 37 CFR 1.311(b)

2. Payment Enclosed:

Check  Money Order  Other

### FEE CALCULATION (continued)

#### 3. ADDITIONAL FEES

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
105	130	Surcharge - late filing fee or oath	
127	50	Surcharge - late provisional filing or cover sheet	
139	130	Non-English specification	
147	2,520	For filing a request for reexamination	
112	920*	Requesting publication of SIR prior to Examiner action	
113	1,840*	Requesting publication of SIR after Examiner action	
115	110	Extension for response within first month	
116	410	Extension for response within second month	
117	930	Extension for response within third month	
118	1,450	Extension for response within fourth month	
128	1,970	Extension for response within fifth month	
119	320	Notice of Appeal	
120	320	Filing a brief in support of an appeal	
121	280	Request for oral hearing	
138	1,510	Petition to institute a public use proceeding	
140	110	Petition to revive unavoidably abandoned application	
141	1,300	Petition to revive unintentionally abandoned application	
142	1,300	Utility issue fee (or reissue)	
143	470	Design issue fee	
144	630	Plant issue fee	
122	130	Petitions to the Commissioner	
126	180	Submission of Information Disclosure Stmt	
146	750	Filing a submission after final rejection (37 CFR 1.129(a))	
179	750	Request for continued examination (RCE) (37 CFR 1.114)	

Other fee (specify) Terminal Disclaimer \_\_\_\_\_  
Other fee (specify) Patent Term Adjustment \_\_\_\_\_ 200.00

SUBTOTAL (3) (\$200.00)

RECEIVED

OCT 07 2003

OFFICE OF PETITIONS

\*Reduced by Basic Filing Fee Paid

### SUBMITTED BY

Typed or Printed Name Ervin F. Johnston

COMPLETE (if applicable)

Reg. Number 20,190

Signature

Date September 26, 2003



#10

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Divisional Application of: )  
T. Lin et al ) Group Art Unit: 3729  
Serial No.: 09/721,851 )  
Filed: 11/24/2000 ) Examiner: Paul D. Kim  
FOR: METHOD OF MAKING A SPIN VALVE ) Attorney Docket SJ0919980026US2  
READ HEAD WITH ANTIFERRO- )  
MAGNETIC OXIDE FILM AS )  
LONGITUDINAL BIAS LAYER AND )  
PORTION OF FIRST READ GAP )

Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

RECEIVED  
OCT 07 2003

Sir:

OFFICE OF PETITIONS

**APPLICATION FOR PATENT TERM ADJUSTMENT UNDER 37 CFR 1.705(b)**

A fee for \$200.00 under 37 CFR 1.18(e) accompanies this application.

The patent term adjustment should be 397 days instead of 157 days as set forth in a "Notice of Allowance and Fee(s) Due" dated 08/25/2003.

The above identified patent application was filed 11/24/2000 and the first notification received by the Applicant was in the form of an Office Action mailed by the USPTO on 02/25/2003. After allowing for the 14 months grace period the first notification was 397 days late.

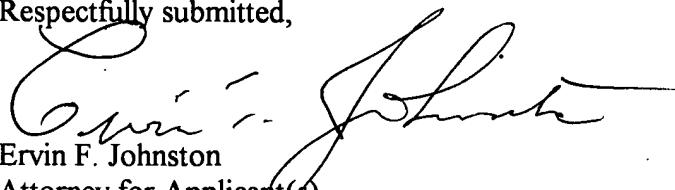
The Applicant suspects that the USPTO may have mailed a notification prior to the above-identified first notification to a wrong address. Please see Exhibit A which is a change of address received by the USPTO on 05/29/2001.

The above identified patent application is not subject to a terminal disclaimer and there are no circumstances instituting a failure to engage in reasonable effort to conclude processing or examination of the patent application under 37 CFR 1.704.

The Applicant requests that the USPTO grant this application. The Applicant further requests that the \$200.00 fee be waived should the USPTO confirm that an Office Action prior to the above-identified first notification was mailed by the USPTO to a wrong address.

Should there be any questions regarding this document please contact the undersigned at 619-  
334-5883.

Respectfully submitted,



Ervin F. Johnston  
Attorney for Applicant(s)  
Reg. No. 20,190  
Telephone: (619) 334-5883  
Fax: (619) 448-1904